

CONSTRUCTION PERMIT DENIAL AND LIFETIME OPERATING PERMIT

PERMITTEE

Feece Oil Company
Attn: Mike Feece
1700 Hubbard Drive
Batavia, Illinois 60510

Application No.: 06020103I.D. No.: 063455AACApplicant's Designation:Date Received: February 24, 2006Subject: Petroleum Liquids TerminalDate Issued: April 24, 2006Operating Permit ExpirationDate: See Condition 1.Location: 517 Twin Rail Drive, Minooka, Grundy County

This Permit is hereby granted to the above-designated Permittee to OPERATE emission unit(s) and/or air pollution control equipment consisting of

Two (2) 20,000-Gallon Gasoline Aboveground Storage Tanks
Tank Truck Loading Rack Controlled by Vapor Recovery System

pursuant to the above-referenced application. This Permit is subject to standard conditions attached hereto and the following special condition(s):

- 1a. This operating permit shall expire 180 days after the Illinois EPA sends a written request for the renewal of this permit.
- b. This permit shall terminate if it is withdrawn or is superseded by a revised permit.
2. The source operation and emissions shall not exceed the following limits:
 - a. VOM emissions from operation of the two 20,000-gallon gasoline storage tanks.

| <u>Stored Material</u> | <u>Material Throughput</u> | | <u>VOM Emissions</u> | |
|------------------------|----------------------------|-----------------|----------------------|------------------|
| | <u>(Gal/Mo)</u> | <u>(Gal/Yr)</u> | <u>(Tons/Mo)</u> | <u>(Tons/Yr)</u> |
| Gasoline | 120,000 | 1,200,000 | 0.4 | 4.1 |

VOM emissions from the storage tanks operations based on equations and factors in AP-42 (most current edition, Section 7.1), USEPA TANKS program, and information in the application.

- b. VOM emissions from the tank truck loading rack.

| <u>Loaded Material</u> | <u>Material Throughput</u> | | <u>VOM Emissions</u> | |
|----------------------------|----------------------------|-----------------------|----------------------|-------------------|
| | <u>(Gallons/Month)</u> | <u>(Gallons/Year)</u> | <u>(Ton/Month)</u> | <u>(Ton/Year)</u> |
| Gasoline | 120,000 | 1,200,000 | 0.6 | 5.9 |

VOM emissions from loading rack operations based on equation 1 and factors in Section 5.2 of AP-42 and information in the application.

- c. Compliance with annual limits shall be determined on a monthly basis from the sum of the data for the current month plus the preceding 11 months.
3. In the event that the operation of this facility results in an odor nuisance due to the operations described in the permit application, the Permittee shall take all appropriate and necessary actions, including but not limited to, changes in operating conditions or installation of controls, in order to eliminate the nuisance.
 4. This permit is issued based on the potential to emit (PTE) for Hazardous Air Pollutants (HAP) as listed in Section 112(b) of the Clean Air Act being less than 10 tons/year of any single HAP and 25 tons/year of any combination of such HAPs, or such lesser quantity as USEPA may establish by rule which would require the Permittee to obtain a Clear Air Act Permit Program (CAAPP) permit from the Illinois EPA.
 5. This permit is issued based on negligible emissions of VOM from fugitive losses (pumps, valves, seals, etc.) and maintenance activities. For this purpose, emissions shall not exceed nominal emission rates of 0.1 lb/hour and 0.44 tons/year.
 6. No person shall cause or allow the discharge of more than 3.6 kg/hour (8 lbs/hour) of organic material into the atmosphere from any emission unit, except as provided in 35 Ill. Adm. Code 218.302, 218.303, 218.304 and the following exception: If no odor nuisance exists the limitation shall apply only to photochemically reactive material (35 Ill. Adm. Code 218.301).
 7. No person shall cause or allow the loading of any organic material into any stationary tank having a storage capacity of greater than 946 l (250 gallons), unless such tank is equipped with a permanent submerged loading pipe or an equivalent device approved by the Illinois EPA according to the provisions of 35 Ill. Adm. Code 201, and further processed consistent with 35 Ill. Adm. Code 218.108 or unless such tank is a pressure tank as described in 35 Ill. Adm. Code 218.121(a) or is fitted with a recovery system as described in 35 Ill. Adm. Code 218.121(b) (2) [35 Ill. Adm. Code 218.122(b)].
 8. The owner or operator of each storage vessel specified 35 Ill. Adm. Code 218.119 shall maintain readily accessible records of the dimension

of the storage vessel and an analysis of the capacity of the storage vessel. Each storage vessel with a design capacity less than 40,000 gallons is subject to no provisions of this Part other than those required by maintaining readily accessible records of the dimensions of the storage vessel and analysis of the capacity of the storage vessel [35 Ill. Adm. Code. 218.129(f) per 218.119(g)].

9. The Permittee shall maintain monthly records of the following items:
 - a. For each storage tank and each loading rack:
 - i. Names and identification number of materials transferred and/or stored;
 - ii. Material throughput (gallons/month, gallons/year); and
 - iii. Material true vapor pressure.
 - b. VOM and HAP emissions, with supporting calculations (tons/month, tons/year) for the tanks and loading rack separately.
10. The Permittee shall notify the Illinois EPA in writing about any change in the materials stored at the source other than those specified in the permit application within 10 days of such a change.
11. All records and logs required by this permit shall be retained at a readily accessible location at the source for at least three years from the date of entry and shall be made available for inspection and copying by the Illinois EPA and USEPA upon request. Any records retained in an electronic format (e.g., computer) shall be capable of being retrieved and printed on paper during normal source office hours so as to be able to respond to Illinois EPA request for records during the course of a source inspection.
12. If there is an exceedance of or deviation from the requirements of this permit as determined by the records required by this permit, the Permittee shall submit a report to the Illinois EPA's Compliance Section in Springfield, Illinois within 30 days after the exceedance/deviation. The report shall include the emissions released in accordance with the recordkeeping requirements, a copy of the relevant records, and a description of the exceedance or deviation and efforts to reduce emissions and future occurrences.
13. Two (2) copies of required reports and notifications shall be sent to:

Illinois Environmental Protection Agency
Division of Air Pollution Control
Compliance Section (#40)
P.O. Box 19276
Springfield, Illinois 62794-9276

and one (1) copy shall be sent to the Illinois EPA's regional office at the following address unless otherwise indicated:

Illinois Environmental Protection Agency
Division of Air Pollution Control
9511 West Harrison
Des Plaines, Illinois 60016

14. Persons with lifetime operating permits must obtain a revised permit for any of the following changes at the source:
 - a. An increase in emissions above the amount the emission unit or the source is permitted to emit;
 - b. A modification;
 - c. A change in operations that will result in the source's noncompliance with conditions in the existing permit; or
 - d. A change in ownership, company name, or address, so that the application or existing permit is not longer accurate.

Please note that the distillate oils and lubricating oil storage tanks are exempt from state permit requirements pursuant to 35 Ill. Adm. Code 201.146 (n) (3).

The Illinois EPA has reviewed your Application for Construction Permit for the above referenced project. The permit application is DENIED because Section 9 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code 201.152 might be violated. Pursuant to 35 Ill. Adm. Code 201.142, a construction permit is to be obtained prior to constructing or modifying an air pollution emission unit or control equipment. Information available to the Illinois EPA indicates that the construction or modification of the equipment described in this application has either commenced or been completed prior to the issuance of this permit. Consequently, your application for CONSTRUCTION permit is hereby DENIED.

If you have any questions on this permit, please call Jocelyn Stakely at 217/782-2113.

Donald E. Sutton, P.E.
Manager of Permit Section
Division of Air Pollution Control

DES:JRS:psj

cc: Illinois EPA, FOS Region 1
Lotus Notes
Julie Armitage, CES